

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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JAMIE CRAWFORD

Petitioner,

-v.-

Civil Action No.  
9:04-cv-473 (GLS/DRH)

JOHN BURGE, Superintendent

Respondent.

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APPEARANCES:

JAMIE CRAWFORD  
Petitioner, *pro se*  
99-B-2428  
Auburn Correctional Facility  
**Post Office Box 618**  
**135 State Street**  
**Auburn, New York 13021**

**HON. ELIOT SPITZER**  
Attorney General of the State of New York  
615 Erie Boulevard West  
Suite 102  
Syracuse, New York 13204

**PATRICK F. MacRAE, Esq.**

GARY L. SHARPE,  
U.S. DISTRICT JUDGE

**ORDER**

The above-captioned matter comes to this court following a Report-Recommendation by Magistrate Judge David R. Homer, duly filed November 1, 2005. Following ten days from the service thereof, the Clerk has sent the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is hereby

ORDERED, that the Report-Recommendation of Magistrate Judge David R. Homer filed November 1, 2005 is ACCEPTED in its entirety for the reasons state therein, and it is further

ORDERED, that the petition for a writ of habeas corpus be DENIED, and it is further

ORDERED, that the Clerk of the Court is to enter judgment in favor of Respondent and close this case.

IT IS SO ORDERED

Dated: November 28, 2005  
Albany, New York

  
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Gary L. Sharpe  
U.S. District Judge